

AN AFFIDAVIT STUDY.

Ex Governor Horace Boies of Iowa has an almost national reputation as "The man with a face like an Affidavit," so noble and sincere are his lineaments when expounding a political opinion. The affidavit below would make the ex-governor doubtful of the complimentary nature of such a cognomen.

The affidavit below will bear analysis, that is to say its analysis will yield stupendous amusement to the analyzer.

Note the sworn statements of an Inspector of Election: "ballots were rejected which should have been counted," ballots for Senators, for trivial defects were discarded; "reasonable or liberal construction would have led to their retention;" "ballots for Desha were rejected to avoid complications;" "for the sake of expediency numerous ballots for Senators were thrown out;"—but read the affidavit. If it does not make out a case of self conviction of unfitness to discharge an office of public trust, then I am a discarded ballot yelling for the Right of Franchise. Read the affidavit:

"J. T. Stacker being first duly sworn deposes and says:

"I was one of the Inspectors of Election held on Tuesday, November 4th, 1902, in the Fourth precinct, First Representative District, Island and Territory of Hawaii. I was present immediately prior to and at the time of the opening of the polling place at Hilo Court House, Hilo in the Fourth Precinct aforesaid, and as one of the Inspectors of Election assisted in the conduct of said election held in the said Fourth Precinct on the date and at the place aforesaid; I was present at and assisted in the count of ballots for Senators at the close of the poles in the said election, and I am informed and do believe that a considerable number of ballots were rejected which should have been counted; ballots for Senators for trivial defects or informalities were discarded and rejected from the count, which a reasonable or liberal construction of the intention of the voter would have led to their retention; that a number of such ballots for Stephen L. Desha (Kiwi) were erroneously rejected from the count, to avoid any complications or objections which might arise afterwards; and for the sake of expediency numerous ballots for Senators were thrown out as doubtful, when a proper or reasonable discretion would have admitted them. I therefore firmly believe that candidate Stephen L. Desha (Kiwi) suffered in the count of ballots in the Fourth Precinct by reason of a too strict construction of the rule with reference to the rejection of ballots in his behalf; the rejection of said ballots, however, was entirely voluntary on the part of the Inspectors of Election and was not on account of any objection or protest of any Candidate or member of any political party.

"J. T. STACKER.
"Subscribed and sworn to before me this 13th day of November A. D. 1902.

"THOS. C. RIDGWAY,
"Notary Public."

Geo. Kaihinui made a similar affidavit with wording almost exact as above.

Wm. Vannatta, the third Judge of Election made no affidavit as to the matter.

PROCEED RIGHT.

The affidavit of Hilo's election inspectors is published in the TRIBUNE today, not for any effect it may have in the movement on foot to set aside irregularities or illegalities that may have been in the conduct of the election. Whatever was wrong should be straightened out. But in the business of counting in candidates who have already been counted out, the Republican party can afford to proceed only upon the most solid grounds. The TRIBUNE has little faith in a proceeding based upon an election official's sworn impeachment of his own work. The affidavit smacks too much of expediency and shows no evidence of an acquaintance with principle or good faith.

A FEARLESS JUSTICE.

The organ of the Dole oligarchy in this city takes it very much to heart that Justice Galbraith of our Supreme Court writes dissenting opinions, differing widely from the other two members of the Court. This criticism is not surprising since to Dole and his followers the Constitution and laws of the United States are very distasteful and the direct and unanswerable way in which Justice Galbraith discusses the law, causes the teeth of more than one individual in this Territory to chatter. Justice Galbraith is evidently of the opinion that if the plain language of statutes is to be departed from whenever the political ideas of the members of the Court or special modes of legal thinking require it, the criticisms in his dissenting opinions should be frank, vigorous and unmistakable. Judge Galbraith, who is by far the ablest member of our Supreme Bench, no doubt realizes that the value of a judicial opinion arises from the character of the court that delivers it. He has accordingly acted in all cases.

TOURIST ACCOMMODATIONS.

If Hilo wants tourists as a returned visitor says, the sooner she reopens the hotel the better. The Advertiser has heard of several people and presumes there are many more, who have been deterred from going to see the Volcano by the fear that lodgings at Hilo could not be had. Even the assurance of furnished rooms and a chance to go out to meals has not reconciled them. Tourists must have hotel accommodations in civilized lands or they will stay away; and the sooner Hilo appreciates that fact, the better for her revenues.—Advertiser.

On account of the refusal of the Honolulu owners of the Hilo hotel property to make certain business concessions to would-be lessees, the hostelry was closed three months ago. Notwithstanding this, Hilo is excellently equipped to care for tourists and transient visitors. All who come will find this to be true.

The Advertiser's remarks however, are sound. Hilo should have the finest hotel on the Islands.

AS TO VANNATTA.

Mr. Vannatta, one of the Hilo election inspectors, takes exceptions to remarks made last week by the TRIBUNE, regarding Hilo's election judges. That the remarks were timely is certainly proved by the affidavits of the two colleagues of Mr. Vannatta. That the TRIBUNE's remarks, at any time, have reflected upon Mr. Vannatta personally or officially is not true. At least it is true that no reflection in his direction was intended. So far as the record shows, Vannatta did his duty. So far as we know he has made no affidavit asserting that he did not do his duty. This is worthy of commendation. What Mr. Vannatta may think of the reflections upon himself, cast by the affidavits of his colleagues is a matter of concern only to the trio and the voting public.

THE ELECTION returns from the States show that if there is any tinkering with the tariff to be done, it will be done by the party of Protection and Prosperity.

A WIRELESS to the TRIBUNE yesterday states that the Grand Jury has found indictments against J. H. Boyd and B. H. Wright.

DELEGATE KUHIO will have a fine working majority on his side in Congress.

Notice to Creditors.

In the Circuit Court, of the Fourth Circuit Territory of Hawaii.

IN PROBATE.
In the matter of the Estate of JOSE GOMES JARDIM, deceased.

Notice is hereby given that the undersigned has been appointed Administrator of the Estate of Jose Gomes Jardim, deceased.

All creditors of said deceased are hereby notified to present their claims, whether secured or unsecured, duly verified and with proper vouchers, if any, to the undersigned at the office of Wise & Ross, attorneys, in Hilo, Territory of Hawaii, within six months from the date of this notice, or such claims, if any, will be forever barred.

JOSE GOMES SERRAO,
Administrator.
Hilo, Nov. 7, 1902.
Wise & Ross,
Attorneys.

BY AUTHORITY.

SEALED TENDERS.

Sealed tenders will be received by the Superintendent of Public Works until 12 M. WEDNESDAY, DECEMBER 3, 1902, for "Furnishing all Materials and Labor for Constructing Reservoir and Shed, Hilo Water Works."

Plans and specifications on file in the office of the Superintendent of Public Works and at the office of E. E. Richards, Hilo.

The Superintendent reserves the right to reject any or all bids.

HENRY E. COOPER,
Superintendent of Public Works.

AUCTION SALE OF AWA LICENSE.

In accordance with the requirements of Section 707, Chapter 55 of the Penal Laws of 1897, one Awa License for each District of the several Islands will be sold at Public Auction between the 1st and 7th day of December, 1902, each license to be for the term of one year from the 1st day of January, 1903, the upset price will be as follows:

For the District of Honolulu.....	\$1,000
For the District of Hilo.....	500
For the District of Wailuku.....	500
For the District of Lahaina.....	250
For each other District.....	100

The License for the Districts of Honolulu, Ewa and Waianae, Wailua, Koolauloa and Koolanpoko on the Island of Oahu, will be sold at the Front entrance of the Capitol on Friday the 5th day of December, 1902, at 12 o'clock noon.

Those for the Islands of Maui, Hawaii, and Kauai, will be sold in the respective Districts of those Islands, upon such day and date within the limit of the time fixed by law, as shall be designated by the several Sheriffs or their deputies. Due notice of date and place of sale will be given by posters in each of said Districts.

A cash deposit of twenty-five per cent. of the amount of the successful bid will be required on the fall of the hammer, said deposit to be forfeited to the Government if the full amount of the bid is not paid within five days of the day of the sale.

HENRY E. COOPER,
Treasurer of the Territory of Hawaii,
Treasurer's Office, Honolulu, Oahu, Nov. 10, 1902. 2-3

LEGAL NOTICES.

In the Circuit Court of the Fourth Circuit Territory of Hawaii, U. S. A.

IN PROBATE—AT CHAMBERS.
In the matter of the Estate of KAMALUWAHINE (w.), of Paumotu, Hilo, Hawaii, deceased intestate.

A petition having been filed asking that letters of Administration upon said estate be issued to D. I. Wallani.

It is ordered that Monday, the 15th day of December, 1902, at 9 o'clock a.m., at the Court House, South Hilo, Hawaii, be and is hereby appointed as the time and place for hearing said petition, when and where any person interested may appear and show cause, if any they have, why the prayer of said petition should not be granted.

Hilo, Hawaii, Nov. 19, 1902.
By the Court:

DANIEL PORTER, Clerk.
F. S. LYMAN,
Attorney for Petitioner. 3-3

In the Circuit Court, Fourth Circuit, Territory of Hawaii, United States of America.

IN PROBATE—AT CHAMBERS.
In the matter of the Estate of KALUAI (k.), late of Hilo, Hawaii, deceased.

The petition and accounts of the Administratrix of the estate of said deceased having been filed wherein she asks that her accounts be examined and approved, and that a final order be made of distribution of the property remaining in her hands to the persons thereto entitled; that the heirs of said estate may be ascertained and declared, and discharging her from all further responsibility as such Administrator.

It is ordered that Monday, the 22nd day of December, 1902, at 9 o'clock a.m., at Chambers, in the Court House, at South Hilo, Hawaii, be and is hereby appointed as the time and place for hearing said petition and accounts, and that all persons interested may then and there appear and show cause, if any they have, why the same should not be granted.

Hilo, Hawaii, Nov. 19, 1902.
By the Court:

DANIEL PORTER, Clerk.
F. S. LYMAN,
Attorney for Petitioner. 3-4

In the Circuit Court of the Fourth Circuit Territory of Hawaii.

IN PROBATE.
In the matter of the Guardianship of GEORGE KAHANAULANI, a minor.

Petition having been filed by Makaleka R. Nakapuahi to be appointed guardian of the estate of George Kahanaulani, a minor.

Notice is hereby given that Monday, December the 15th, 1902, at 9 o'clock a.m., be and hereby is appointed for hearing said petition in the Court room of this Court, at Hilo, Hawaii, at which time and place all persons concerned may appear and show cause, if any they have, why said petition should not be granted.

Hilo, Hawaii, Nov. 20, 1902.
By the Court:

DANIEL PORTER, Clerk.
LEBLOND & SMITH,
Attorneys for petitioner. 3-3t

CHRISTMAS

Santa Claus is using WALL, NICHOLS CO'S Store to stack his goods in—such heaps of things for everybody.

TOYS

of every description for boys and girls, Steam Trains with track, Steam and Fire Engines, Boats Magic lanterns.

CALENDARS

Hawaiian calendars, Hilo Calendars, etc.

PICTURES

Prof. Henshaw's unrivaled platino-types, Rice & Perkins' views, Bowman's Hilo views, Rembrandt prints, Fish and Game pictures, Yards of Flowers and Fruits, Etchings, Medallions, etc. Passe-partout and frame work quickly done.

CHRISTMAS NOVELTIES

Fancy Stationery, Ink wells, Silver and Pearl Paper Knives, Souvenir Playing Cards, Hawaiian Calabashes, Fans, Beads, Shells, Smoking Sets, Albums, etc.

Tree ornaments of all kinds.

WALL, NICHOLS CO., LTD.
WAIANUENUE STREET

NEW YEAR RACING

HOOLULU PARK, HILO

The management of the Hoolulu Park have decided to give the people of Hilo a first class program of racing on New Year's Day. The purses will be liberal and an invitation is extended to all horsemen of the Hawaiian Islands to enter their horses.

The following purses and trophies are announced:

1. 1/2 mile free for all. Purse.....\$100.
\$25 of purse to second horse.
2. 1 mile trot or pace. Best 2 in 3 heats. 2:18 class, for Holmes Cup. Purse 150.
3. 1/2 mile Japanese race..... 50.
\$15 of purse to second horse.
4. 3/4 mile free for all. 100.
\$25 to second horse.
5. 1/2 mile ladies race 25.
\$5 of purse to second horse.
6. 1 mile free for all. Purse..... 100
\$25 of purse to second horse. Hilo Mercantile Cup.
7. 1/2 mile Japanese race 25.
\$5 of purse to second horse.
8. 5/8 mile free for all..... 100.
\$25 of purse to second horse.
9. Gentlemen's driving race 100.
\$25 to second horse.

\$100 is offered towards defraying expenses of Polo Teams from Honolulu and Maui to play against Hilo Team.

New Veilings

The latest thing in VEILINGS is the Large Velvet Spots, Black on White and White on black and the New Shades of Green and Blue....

We have them

We have, too, some new

Open-Work Gloves

in Black, White and Grey

Real Tortoise Shell

Combs and Hairpins

And a few pieces of

Perfumed Baby Ribbon

The latest fad

L. TURNER CO.,
LIMITED